



WEATHER FORECAST FOR TODAY.—
Light northerly winds and fair weather.

SUGAR—96° Centrifugals, 3.375
cents.

ESTABLISHED JULY 2, 1856.

VOL. XXXIX. NO. 6687.

HONOLULU, HAWAII TERRITORY, WEDNESDAY, JANUARY 13, 1904.

PRICE FIVE CENTS.

IAUKEA'S BOND IS NOT ACCEPTED BY THE BOARD

**Curtis Iaukea Attends the Session
and Leaves It in a Bad
Temper.**

**Under District Attorney Rawlins Ruling the
Bondsmen Must Each Qualify in the Total
Sum Required by Law.**

Curtis Iaukea's temper played a comedy part at the County Supervisors' session last night during the discussion of his bond, which was afterwards rejected by the Board on the recommendation of District Attorney Rawlins.

The tax assessor-elect grew wrathful over an alleged misinterpretation of the remarks of Supervisor Mahoe made into English by R. N. Boyd, and after delivering himself of a Fourth of July oration on "honor and justice" petulantly left the hall and did not return. Iaukea's exhibition was amusing in that it suggested a child who "won't play" in somebody's else back yard.

The episode occurred while Mahoe was speaking on the motion of Mr. Gilman to return the bond to Mr. Iaukea together with the opinion of the District Attorney. Mr. Iaukea leaned over to Judge Whiting, his attorney, and carried on a whispered conversation, nodding his head toward the interpreter.

Robert Boyd then interpreted the remarks and as he concluded, Iaukea jumped to his feet exclaiming:

"Mr. Chairman, the interpreter is not quoting the speaker's remarks correctly!"

Mr. Boyd attempted to explain, but Iaukea, raising his voice, said theatrically:

"I appeal to your sense of honor and justice, gentlemen. The interpreter is prejudicing my case. I appeal to any one else in this hall to affirm whether I am not right in this matter," and Curtis swept his hand over the audience. "He is not doing right by me."

"I am interpreting, not literally, but giving the gist of his remarks," returned Mr. Boyd. "Mr. Mahoe is merely repeating what he said before."

Chairman Hocking asked one or two supervisors whether the interpretation was correct or not, but without waiting for a reply, Iaukea took his hat and flaunted out of the hall with the remark:

"Oh, I don't want any more of it."

Chairman Hocking called to him to remain, but the advice was unheeded and the statesman from Haleiwa "departed not to return."

DISTRICT ATTORNEY'S OPINION.

District Attorney Rawlins presented his opinion on the Iaukea bond as soon as the board was called to order. He read from pencil notes, not having had time to put the opinion in formal writing. He had hardly begun to read

before the Salvation Army came down Bethel street, its band playing a religious air, which drowned out the attorney's voice. Supervisor Gilman, thinking of his horse which was tied to a post in the street below, whistled to attract the Army's attention and the band suddenly ceased its melody. Mr. Rawlins' opinion was as follows:

Honolulu, Jan. 12, 1904.
To the Honorable Board of Supervisors, County of Oahu.

Gentlemen: In answer to your oral request for an opinion as to whether the bond presented by the Hon. C. P. Iaukea, County Assessor and Tax Collector-elect, is in conformity with law, I beg to make the following reply:

In passing upon the bond submitted by the several county and district officers, we are bound by Chapter 13 of Act 31 of the Session Laws of 1903, commonly known as the County Act. Section 59 of Chapter 15 requires that "every county and district officer shall, before entering upon the duties of his office, furnish a bond to the Territory of Hawaii, in the amount required by law, conditioned to faithfully perform all the duties of his office as prescribed by law, safely to keep all moneys which may come into his hands by virtue of his office; promptly to pay over to the person or persons legally authorized to receive the same, all such moneys in the manner provided by law, and to deliver over to his successor in office, all moneys held by him as such officer. Each officer and his bondsmen and his sureties, RESPECTIVELY, shall be responsible for ALL funds which shall come into his hands by virtue of his office. On each of such bonds there shall be at least two sureties, who may be the court, or officer, or board required to approve the bond, be examined on oath, touching their qualifications. No person shall be surety on any such bond unless a resident and freeholder, or householder, within the Territory, and worth in real and personal property, or both, situate in the Territory, the amount of his undertaking, over and above all sums for which he is liable, exclusive of property exempt from executions and forced sale, provided, however, that nothing herein contained shall prevent any officer from giving a bond of a surety company in such manner as may be provided by law."

It is plain from the reading of the above quoted section, that the intention of the Legislature, was to make the principal and each one of his sureties responsible for all the funds which might come into the hands of the principal, and that no surety could limit his liability by qualifying in any specific amount less than that of the principal, but that he must be liable in such amount his principal.

In the bond presented the several sureties have limited their liability by declaring that they are only liable in a certain specific amount. This, in my opinion, is in direct contradiction to

(Continued on page 3.)

RUSSIA WILL ESTABLISH MILITARY CONCENTRATION CAMPS ON THE YALU



ADMIRAL AVELAN.



GEN. RENNENKAMPF.

**Japanese Envoy at St. Petersburg
Says His Country Can Equip
500,000 Men.**

**Signs That Colombia is Preparing to Attack the
Isthmus—Lord Braybrooke Dead—Hanna
Re-elected—The Spanish Strike.**

(ASSOCIATED PRESS CABLEGRAMS.)

ST. PETERSBURG, Jan. 13.—The Japanese Minister is still hopeful of peace but he says that, if war comes, Japan will be able to put half a million men in the field.

SEOUL, Jan. 13.—The Emperor has ordered the port of Wiju opened, subject to the acquiescence of China. Sweeping changes are soon to be made in the personnel of the Korean government favorable to Japan.

PORT ARTHUR, Jan. 13.—The Russian military commander here has gone to the Yalu river to select camps for the concentration of troops in case of war. The fleet is in fighting trim.

PEKING, China, Jan. 12.—Authoritative advices received at the Legations today state that two divisions of the Russian army are advancing to Manchuria over the Siberian Railway.

TOKIO, Japan, Jan. 12.—A conference of the Government before the throne was held today to consider Japan's reply to the latest Russian note.

A CLERICAL ENGLISH NOBLEMAN IS DEAD

LONDON, Jan. 13.—Lord Braybrooke is dead.

The Rev. Latimer Neville, Baron of Braybrooke, has been master of Magdalene College, Cambridge, since 1853. He was vice-Chancellor of Cambridge University from 1860 to 1861.

HANNA REELECTED.

COLUMBUS, O., Jan. 13.—M. A. Hanna has been re-elected Senator.

CHINESE-AMERICAN TREATY IS RATIFIED

WASHINGTON, Jan. 13.—The Emperor of China has signed the Chinese-American treaty. Ratifications were exchanged by cable. The treaty will take effect immediately.

THE SPANISH STRIKE.

BARCELONA, Jan. 13.—A general strike has brought manufacturing to a standstill.

IS COLOMBIA PREPARING TO ATTACK THE ISTHMUS?

COLON, Jan. 13.—It is believed that Colombia is preparing to attack Panama. It is confirmed officially that 4000 Colombian troops are at Titumati.

POSTAL FRAUD CASES.

WASHINGTON, Jan. 13.—The trial of Machen and the Groffs in the Postal fraud cases has begun.

DEMOCRACY FOR ST. LOUIS.

WASHINGTON, D. C., Jan. 12.—The Democratic National Committee, in session here today, voted to hold the National Convention in St. Louis July 6.

NEW YORK, N. Y., Jan. 12.—Ex-Congressman Driggs, recently convicted of bribery in connection with Postoffice frauds, was today sentenced to one day in prison and to pay a fine of \$1,000.

FINN GIVES HIMSELF UP

**Surrenders to Police
on Punchbowl
Slopes.**

Joe Finn, the hackdriver who is alleged to have shot Hugh Rooney last Saturday night on Union street, gave himself up to the police last night about 7:30 o'clock, having remained in concealment for three days and nights.

Finn was released on a bond for \$1,000 with H. E. Gares and W. H. Cunningham as sureties. The bond expires at 9 o'clock this morning, at which time Finn must be at the Police Station. His case is set for that hour in the Police Court. Upon arrival at the Police Station last evening Finn was charged with assault and battery with a weapon, to-wit, a loaded revolver.

Deputy Sheriff Chillingworth received word yesterday afternoon that on certain conditions Finn would give himself up. One condition was that he be released on a good and sufficient bond being given for his appearance.

When the sureties were named the Deputy agreed to Finn giving himself up on this condition, and it was then agreed that the hackman would surrender at 7:30 on Punchbowl.

Accompanied by McDuffie and Renner, Chillingworth went to the corner of Luzon and Kinau streets and waited for the appearance of Rooney's assailant. At 7:30 Finn emerged from the darkness and Chillingworth arrested him.

Finn looked as if he had been in a cellar. He was unkempt, his collar and tie were gone and he needed a shave. Without parley he asked Chillingworth for a cigar. The Deputy said to him: "Booze did it, didn't it, Finn?" No answer.

"What's the matter with you—are you crazy?" Again no answer.

"Are you tongue-tied?" No answer. All efforts to get Finn to talk proved futile. It is believed that he has had an attorney during the time he has been in hiding, and that the instructions to him were to remain quiet.

OHIO EX-GOVERNOR STRICKEN BY APOPLEXY

(ASSOCIATED PRESS CABLEGRAMS.)

COLUMBUS, O., Jan. 13.—Ex-Governor Bushnell has been stricken with apoplexy. His case is serious.

Asa Smith Bushnell, governor, soldier, and business man, has been a notable figure in the affairs of the state of Ohio. He was born in 1834. He organized and commanded a company of volunteer infantry during the Civil War and served under Hunter in the Shenandoah Valley. He was elected Governor of Ohio in 1895, by the largest plurality ever given a candidate in a quarter of a century. His home is at Springfield, Ohio.

NEW GOVERNMENT BONDS.

WASHINGTON, D. C., Jan. 12.—The entire issue of Government bonds to provide for the purchase of the Philippine Friar lands have been taken by a New York firm. The successful bid was \$1,075,777.

SCANLAN-MILLET BOUT.

SAN FRANCISCO, Jan. 13.—The fight between Scanlan and Millet was a draw.

ARTILLERYMEN ON MORTAR PRACTICE

One hundred artillerymen from Camp McKinley, under command of Captain Douglass, left the post yesterday morning, and proceeded by train to Pearl City, where they debarked and marched to Waianae-uka, where they will engage in mortar and galling-gun practice for a few days.

Fifty men from each of the two companies—the 66th and 67th—were detailed for the expedition. Captain Douglass had detailed with him Lieutenants Newton and Behr. The men left camp with tent and camp equipage and rations sufficient for five days. The return to Honolulu will be made next Saturday morning, camp being broken at daylight.

Lt. Col. McLellan, commanding officer at Camp McKinley, will leave for the exercise camp today and will remain with the troops until their return.

TREASURY PAYDAY WILL BE PASSED

Next payday at the Registry of Finance, falling on Friday next, will be passed. Treasurer Kepolka, before leaving for Maui in the steamer Claudine yesterday evening, instructed Registrar Hapal to pay no treasury warrants until after his return.

"We are limited in funds anyway," the Treasurer said in explanation to an Advertiser reporter.

The next treasury payday that will be kept is Wednesday the 20th, Mr. Kepolka expecting to return next Sunday morning.

Treasurer Kepolka made his second official call on the Governor, since his refusal to resign the Treasury keys, yesterday to request leave of absence the rest of the week. Governor Carter received him cordially and without hesitation granted his request. The Treasurer's visit to his old home is on private business.